

499-367

05/02/2013

1/9



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY 02 2013

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Ms. Patricia Hodge
Whitmire Micro-Gen Research Lab. Inc.
3568 Tree Court Industrial Blvd.
St. Louis, MO 63122-6682

Subject: Notification to Add an Alternate Brand Name

Dear Ms. Hodge:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated April 5, 2013:

EPA Registration 499-367

Whitmire PT 275 (Alternate name: "DuraGuard®ME Microencapsulated Insecticide")

Registration Division (RD) has conducted a review of this request of applicability under PRN 98-10 and finds that the label changes(s) requested falls within the scope of PRN 98-10. The label has been date-stamped "Notification" and will be placed in our records.

If you have any questions, call me at 703 305-5409 or daniel.dani@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Dani Daniel".

Dani Daniel
Registration Division (7504P)
Insecticide/Rodenticide Branch

NOTIFICATION

2/a



Please read instructions on reverse before completing form.

MAY 02 2013

Form Approved. OMB No. 2070-0060

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number 499-367	2. EPA Product Manager Richard Gebkin	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Whitmire PT 275	PM# PM Team 10	
5. Name and Address of Applicant (Include ZIP Code) Whitmire Micro-Gen Research Laboratories Inc. 3568 Tree Court Industrial Blvd. St. Louis, MO 63122-6682 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Adding an Alternate Brand Name.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the CSF of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:					
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container		
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/>	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			<input type="checkbox"/> Other _____		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Patricia Hodge	Title Product Regulations Specialist	Telephone No. (Include Area Code) 636-861-4219
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Product Regulations Specialist	
4. Typed Name Patricia Hodge	5. Date 4/5/2013	



The Chemical Company

April 5, 2013

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington VA 22202-4501

**RE: Label Notification per PRN 98-10 adding Alternate Brand Name
Whitmire PT 275
EPA Reg. No. 499-367**

Enclosed in support of this action is a completed application and two copies revised labeling; one highlighted, one clean (an electronic copy and label certification is also enclosed).

The label has been revised as follows:

- 1. Adding the **Alternate Brand Name** "DuraGuard® ME" **Descriptor:** "Microencapsulated Insecticide"

This label has been revised via Notification of label changes per PRN 98-10 and the requirements of EPA's regulations at 40 CFR part 156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR part 156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Thank you for your assistance in this matter. Please don't hesitate to contact me at 636-861-4272 or, via e-mail at patricia.hodge@basf.com, should you have any questions or require additional information regarding this action.

Sincerely,

Patricia Hodge
Product Regulations Specialist

Submitted on behalf of:
Dana M. Thomas
Product Regulatory Manager
and Authorized Agent for
Whitmire Micro-Gen Research Laboratories, Inc.

BASF Corporation
Pest Control Solutions
3568 Tree Court Industrial Blvd.
St. Louis, MO 63122
Tel: (800) 777-8570
www.PestControl.basf.us

NOTIFICATION
MAY 02 2013

4/9

Base Label
[] = Alternate Text

v10.1 (4/5/2013; pah)

RESTRICTED USE PESTICIDE
For retail sale to and use only by Certified Applicators or persons under their direct supervision and only for those uses covered by the Certified Applicator's certification.

**WHITMIRE PT® 275
DUR-O-CAP
MICROENCAPSULATED CHLORPYRIFOS**

[ALTERNATE BRAND NAME #1: "DuraGuard® ME"] [DESCRIPTOR: "Microencapsulated Insecticide"] (Added via Notification 4/5/2013)
[ALTERNATE BRAND NAME #2: "Prescription Treatment® brand DuraGuard® ME Microencapsulated Insecticide" (added via Notification 12/19/96)]
[ALTERNATE BRAND NAME #3: "Prescription Treatment® brand DuraGuard® ME Microencapsulated Chlorpyrifos" (added via Notification 7/29/04)]

Liquid Concentrate

ACTIVE INGREDIENT:
Chlorpyrifos..... 20.0%
OTHER INGREDIENTS:..... 80.0%
TOTAL: 100.0%

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

[See back panel/inside booklet for First Aid, Precautionary Statements, Directions for Use and Storage and Disposal.]

EPA Reg. No. 499-367 • EPA Est. No. 7969-MO-1

NET CONTENTS: _____

Manufactured for:
Whitmire Micro-Gen Research Laboratories, Inc.®
by: BASF Corporation
3568 Tree Court Industrial Blvd.
St. Louis MO 63122-6682
Questions? Call 1-800-777-8570
© 2012 Whitmire Micro-Gen Research Laboratories, Inc.®

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**WHITMIRE PT 275
DUR-O-CAP
MICROENCAPSULATED CHLORPYRIFOS**

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Liquid Concentrate

ACTIVE INGREDIENT:

Chlorpyrifos 20.0%

OTHER INGREDIENTS: 80.0%

TOTAL: 100.0%

EPA Reg. No. 499-367 • EPA Est. No. 7969-MO-1

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

[See back panel/inside booklet for insects and use sites, First Aid, Precautionary Statements, Directions for Use and Storage and Disposal.]

FIRST AID

This product contains an organophosphate that inhibits cholinesterase.

IF ON SKIN OR CLOTHING: Take off contaminated clothing. Rinse skin with plenty of water for 15 – 20 min. Call a poison control center or doctor for treatment advice.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-225-3320 for emergency medical treatment information.

NOTE TO PHYSICIAN: If symptoms of cholinesterase inhibition are present, atropine sulfate is antidotal. 2-PAM is also antidotal and may be administered in conjunction with atropine.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if absorbed through skin. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco.

PERSONAL PROTECTIVE EQUIPMENT

Some materials that are chemical-resistant to this product are Barrier laminate ≥14 mils, Butyl rubber ≥14 mils, Nitrile rubber ≥14 mils, Neoprene rubber ≥14 mils, PVC ≥14 mils and viton ≥14 mils. For more information, follow the instructions in Supplement Three of PR Notice 93-7. If you want more options, follow the instructions for category C on an EPA chemical-resistance category selection chart.

Mixers and loaders using a mechanical transfer loading system must wear: Long sleeved shirt and long pants; socks and shoes; chemical-resistant gloves; chemical-resistant apron; and a NIOSH approved mist filtering respirator with MSHA/NIOSH approval number prefix TC-21C or a NIOSH approved respirator with any N, R, P, or HE filter.

Mixers, loaders, applicators and handlers must wear: Coveralls over long sleeved shirt and long pants; chemical-resistant gloves; chemical-resistant apron when mixing or loading or exposed to the concentrate; chemical-resistant footwear plus socks; chemical-resistant headgear for overhead exposures; and a NIOSH approved mist filtering respirator with MSHA/NIOSH approval number prefix TC-21C or a NIOSH approved respirator with any N, R, P, or HE filter.

User Safety Requirements: Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry. Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them.

USER SAFETY RECOMMENDATIONS	
Users should:	
<ul style="list-style-type: none"> • Wash hands thoroughly with soap and water before eating, drinking, chewing gum, using tobacco or using the toilet. • Remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. • Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing. 	

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish, aquatic invertebrates, small mammals and birds. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash water or rinsate. This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

PHYSICAL OR CHEMICAL HAZARDS

Do not spray where electrical short circuits might result, such as wall outlets, conduits, motors, switches, etc. Do not spray directly into any electronic equipment, such as radios, televisions, computers, telephones, etc.

DIRECTIONS FOR USE

IT IS A VIOLATION OF FEDERAL LAW TO USE THIS PRODUCT IN A MANNER INCONSISTENT WITH ITS LABELING.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your state or tribe, consult the agency responsible for pesticide regulation.

USE RESTRICTIONS

Do not allow spray to drift from the application site and contact people, structures people occupy at any time and the associated property, parks and recreation areas, non-target crops, aquatic and wetland areas, woodlands, pastures, rangelands or animals.

For ground boom applications: Do not apply within 25 ft of rivers, natural ponds, lakes, streams, reservoirs, marshes, estuaries and commercial fish ponds. Apply with nozzle height no more than 4 ft above the ground or crop canopy and when wind speed is 10 mph or less at the application site as measured by an anemometer. Use coarse spray according to ASAE 572 definition for standard nozzles of VMD for spinning atomizer nozzles.

The buffer distances specified in the below table are the distances in feet that must exist to separate sensitive sites from the targeted application site. Buffers are measured from the edge of the sensitive site to the edge of the application site.

Sensitive sites are areas frequented by non-occupational bystanders (especially children). These include residential lawns, pedestrian sidewalks, outdoor recreational areas such as school grounds, athletic fields, parks and all property associated with buildings occupied by humans for residential or commercial purposes. Sensitive sites include homes, farmworker housing or other residential buildings, schools, daycare centers, nursing homes and hospitals. Non-residential agricultural buildings, including barns, livestock facilities, sheds and outhouses are not included in this prohibition.

		Required Setback (Buffer Zones) (feet)		
Application rate (lb ai/A)	Nozzle Droplet Type	Aerial	Airblast	Ground
>0.5 – 1	coarse or very coarse	10	10	10
>0.5 – 1	medium	25	10	10

>1 – 2	coarse or very coarse	50	10	10
>1 – 2	medium	80	10	10
>2 – 3	coarse or very coarse	80 ¹	10	10
>2 – 3	medium	100 ¹	10	10
>3 – 4	coarse or very coarse	NA ²	25	10
>4	coarse or very coarse	NA	50	10

¹Aerial application of greater than 2 lb ai/A is only permitted for Asian Citrus Psylla control, up to 2.3 lb ai/A.

²NA is not allowed.

Only pesticide handlers are permitted in the setback area during application of this product. Do not apply this product if anyone other than a mixer, loader or applicator is in the setback area. Exception: Vehicles and persons riding bicycles that are passing through the setback area on public or private roadways are permitted.

PRODUCT INFORMATION

This product is a flowable, microencapsulated concentrate containing chlorpyrifos. This product may be sprayed on surfaces which will not be damaged or stained by water. Heavy applications may leave a visible deposit. On some surfaces this deposit can be removed with a damp cloth or sponge.

MIXING INSTRUCTIONS (ALL USES)

Thoroughly clean spray equipment before using this product. Shake concentrate well before diluting. When diluting, first add approximately one-half of the water to the spray tank and then add the proper amount of concentrate. When emptying the bottle, rinse thoroughly with water, shake well and add the rinsate to the spray tank. Add the rest of the water and agitate the sprayer thoroughly. Agitate sprayer occasionally during use to ensure even coverage. Shake or re-agitate sprayer if spraying is interrupted or if dilution is left in sprayer overnight. If spray screens are used, they should be 50 mesh or larger.

COMMERCIAL ORNAMENTALS - GREENHOUSES AND NURSERIES* PRODUCTION ONLY

KILLS: Ants (except Carpenter, Fire, Harvester and Pharaoh), Aphids, Beetles, Caterpillars (Cabbage Worms, Rose Slugs, Hornworms), Colorado Potato Beetles, Crickets, Cucumber Beetles, Flea Beetles, Firebrats, Fungus Gnats, Fungus Gnat Larvae, Gnats, Japanese Beetles, Leafhoppers, Leaf Miner, Mealybugs, Root Mealy Bugs, Root Weevils, Rose Aphids, Rose Chafer, Scale, Shore Flies, Spider Mites, Stink Bugs, Tarnished Plant Bugs, Thrips and Watermelon Beetles

FOR USE IN: Commercial Ornamental Greenhouses and Nurseries*

*Apply to ornamentals grown only in wholesale nursery operations. Wholesale nursery operations are commercial agricultural operations which do not sell or distribute directly to consumers or the general public through retail sales. Plants, trees, fruits, vegetables, or any parts of the plants, trees, fruits, or vegetables treated with this product cannot be sold or distributed directly to consumers or the general public through retail sales.

FOR USE ON:

Bedding plants (including): impatiens, marigolds, petunias, geraniums, garden mums, verbena, New Guinea impatiens, and dahlia

Cut flowers (including): roses, chrysanthemums, carnations, snapdragons, and orchids

Flowering hanging baskets (including): fuchsia and lantana

Foliage (including): Boston fern, dracaena, ficus, schefflera, and philodendron

Potted flowering plants (including): poinsettia, chrysanthemums, florist's azaleas, lilies, African violets, geraniums, hibiscus, begonias, gloxinia, cyclamen, cineraria, calceolaria, and exacum

Ornamental Trees & shrubs (including): azalea, barberry, cotoneaster, euonymus, ilex, ivy, juniper, oak, pine, rhododendron, roses, spiraea, spruce, virburnum, and yew

DO NOT USE ON: kalanchoes

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard (WPS), 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE). The requirements in this box only apply to uses of this product that are covered by the WPS.

Worker Restricted Entry Interval (REI): Do not enter or allow worker entry into treated areas during the REI of 24 hrs unless PPE required for early entry is worn.

PPE required for early entry to treated areas that is permitted under the WPS and that involves contact with anything that has been treated, such as plants, soil, or water, is: Coveralls over short sleeved shirt and short pants; chemical resistant gloves made out of any waterproof material; chemical resistant footwear plus socks; and chemical resistant headgear for over head exposure. Notify workers of the application by warning them orally and by posting warning signs at entrances to treated areas.

NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses of this product that are NOT within the scope of the WPS for agricultural pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses.

Do not enter or allow others to enter until sprays have dried.

USE DIRECTIONS

Heavy Infestation: Use 0.5 fl oz per gallon of water. Spray upper and lower foliage surface of plants uniformly.

Preventative and Maintenance: Use 0.25 fl oz per gallon of water. Spray upper and lower foliage surfaces of plants uniformly.

Fungus Gnat Larvae and Shore Fly Larvae: Apply at the rate of 0.25 – 0.50 fl oz/gal as a coarse spray to all insect infested surfaces or where insects may breed. Apply with adequate water to wet soil surface thoroughly. Apply when soil is moist but not saturated. Complete coverage of insect infested area is essential.

DRENCHING DIRECTIONS

For soil borne organisms, such as Root Mealy Bugs and Root Weevils, mix at one of the above rates or at 0.125 fl oz/gal depending on the organism to be controlled and the amount of finished spray used per pot. Apply 0.5 – 2 fl oz of finished spray per inch diameter of pot. Use higher rate for lower volumes and lower concentration if greater volumes of finished spray are used. Apply when soil is drier, but do not stress plant.

PLANT SAFETY INFORMATION

All varieties of the plants listed have not been tested. When treating large numbers of plants of a single variety, treat a few plants and observe for phytotoxicity prior to full scale application.

Direct treatment to some open blooms may cause petal drop.

COMMERCIAL PEST CONTROL OUTDOORS

FLIES: Kills flies on contact. Flies must be directly contacted by spray to be effective. Use 5 – 8 fl oz/gal/1,000 ft². Spray where flies are seen and congregate (i.e. inside and outside dumpsters and other trash holding containers, trash corrals and other trash storage areas).

OUTDOOR ORNAMENTALS IN INDUSTRIAL PLANT SITES TO KILL ANTS (except Carpenter, Fire, Harvester and Pharaoh) AND CRICKETS: For treatment of localized infestations of these insects in outdoor areas which are landscaped, planted, mulched or unmaintained, spray infested areas thoroughly. For ants, thoroughly wet hills and runways. Repeat applications as infestations warrant and as reinfestations occur. Use 0.5 – 1.75 fl oz/1,000 ft² not to exceed 1 lb ai/acre.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

PESTICIDE STORAGE: Store in original container only, preferably in a locked storage area. Do not store in a manner where cross contamination with other pesticides, fertilizer, food or feed could occur. If spilled during storage or handling, soak up spillage with absorbent material and dispose of in accordance with Pesticide Disposal instructions listed below.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL (1 gal): Nonrefillable container. Empty container by using the product according to the label directions. Do not reuse or refill this container! Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Place empty, triple rinsed container in trash or offer for recycling if available.

If container is partly filled, call your local solid waste agency for disposal instructions. NEVER PLACE UNUSED PRODUCT DOWN ANY INDOOR OR OUTDOOR DRAIN!

CONTAINER DISPOSAL (15 gal): Nonrefillable container. Empty container by using the product according to the label directions. Do not reuse or refill this container! Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Offer empty, triple rinsed container for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

If container is partly filled, call your local solid waste agency for disposal instructions. NEVER PLACE UNUSED PRODUCT DOWN ANY INDOOR OR OUTDOOR DRAIN!

Manufactured for:
Whitmire Micro-Gen Research Laboratories, Inc.®
by BASF Corporation
3568 Tree Court Industrial Blvd.
St. Louis MO 63122-6682
Questions? Call 1-800-777-8570
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